

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 315 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 33-5-2-4, AS AMENDED BY P.L.180-1999,
4 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2002]: Sec. 4. ~~(a) Except as provided in subsection (b);~~ The
6 small claims docket has jurisdiction over the following:
7 (1) Civil actions in which the amount sought or value of the
8 property sought to be recovered is not more than ~~three thousand~~
9 ~~dollars (\$3,000);~~ **ten thousand dollars (\$10,000)**. The plaintiff
10 in a statement of claim or the defendant in a counterclaim may
11 waive the excess of any claim that exceeds ~~three thousand~~
12 ~~dollars (\$3,000)~~ **ten thousand dollars (\$10,000)** in order to
13 bring it within the jurisdiction of the small claims docket.
14 (2) Possessory actions between landlord and tenant in which the
15 rent due at the time the action is filed does not exceed ~~three~~
16 ~~thousand dollars (\$3,000);~~ **ten thousand dollars (\$10,000)**.
17 (3) Emergency possessory actions between a landlord and tenant
18 under IC 32-7-9.
19 ~~(b) This subsection applies to a county having a population of~~
20 ~~more than three hundred thousand (300,000) but less than four hundred~~
21 ~~thousand (400,000). The small claims docket has jurisdiction over the~~
22 ~~following:~~
23 ~~(1) Civil actions in which the amount sought or value of the~~
24 ~~property sought to be recovered is not more than six thousand~~
25 ~~dollars (\$6,000). The plaintiff in a statement of claim or the~~
26 ~~defendant in a counterclaim may waive the excess of any claim~~
27 ~~that exceeds six thousand dollars (\$6,000) in order to bring it~~

1 within the jurisdiction of the small claims docket.
2 (2) Possessory actions between landlord and tenant in which the
3 rent due at the time the action is filed does not exceed six
4 thousand dollars (\$6,000)."
5 Renumber all SECTIONS consecutively.
 (Reference is to SB 315 as printed February 15, 2002.)

Representative ULMER